06-16.06

CASE PC/4-33240A

ESS MAIL " UNDER 37 CFR 1.10

2006

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE PCT NATIONAL STAGE APPLICATION OF LIFHARA ET AL. INTERNATIONAL APPLICATION NO: PCT/EP2004/006865 FILED: 24 JUNE 2004 U.S. APPLICATION NO: 10/560.940 35 USC §371 DATE: 15 DECEMBER 2005 FOR: TABLET COMPRISING FLUVASTATIN AND CARMELLOSE CALCIUM

MS: Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants believe this paper is being filed before the mailing date of a first Office action on the merits, and so under 37 C.F.R. §1.97(b)(3) no fees are required. If a fee is deemed to be required, the Commissioner is hereby authorized to charge such fee to Deposit Account No. 19-0134

In accordance with 37 C.F.R. §1.56, applicants wish to call the Examiner's attention to the references cited on the attached form(s) PTO-1449.

The listed references were cited in the international stage search report. Since these references are of record in the instant PCT application PCT/EP2004/006865, copies are not enclosed herewith.

The Examiner is requested to consider the foregoing information in relation to this application and indicate that each reference was considered by returning a copy of the initialed PTO 1449 form(s).

Respectfully submitted,

Attorney for Applicants

Reg. No. 36,134

Novartis Corporate Intellectual Property One Health Plaza, Building 104 East Hanover, NJ 07936-1080 (862) 778-7831

Date:

6/14/06

FORM PTO-1449 (REV. 7-85)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE CITATION

ATTY, DOCKET NO. PC/4-33240A APPLICATION NO. 10/560,940 APPLICANT UEHARA ET AL FILING DATE **DECEMBER 15, 2005** 

Group

(Use several sheets if necessary)

### **U.S. PATENT DOCUMENTS**

| 9/                  |    |                 |      |      |       |          |             |  |
|---------------------|----|-----------------|------|------|-------|----------|-------------|--|
| EXAMINER<br>INITIAL |    | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE |  |
|                     | AA |                 |      |      |       |          |             |  |
|                     | AB |                 |      |      |       |          |             |  |
|                     | AC |                 |      |      |       |          |             |  |
| -                   | AD |                 |      |      |       |          |             |  |
| 1                   | AE |                 |      |      |       |          |             |  |
|                     | AF |                 |      |      |       |          |             |  |
|                     | AG |                 |      |      |       |          |             |  |
|                     | АН |                 |      |      |       |          |             |  |
|                     | Al |                 |      |      |       |          |             |  |
|                     | AJ |                 |      |      |       |          |             |  |
|                     | AK |                 |      |      |       |          |             |  |
|                     | AL |                 |      |      |       |          |             |  |

#### FOREIGN PATENT DOCUMENTS

|   |    | DOCUMENT NUMBER | DATE    | OFFICE | CLASS | SUBCLASS | TRAN:<br>YES | SLATION<br>NO |
|---|----|-----------------|---------|--------|-------|----------|--------------|---------------|
|   | AM | EP 0 547 000 B1 | 6/16/93 | EP     |       |          |              |               |
|   | AN |                 |         |        |       |          |              |               |
|   | AO |                 |         |        |       |          |              |               |
| • | AP |                 |         |        |       |          |              |               |
|   | AQ |                 |         |        |       |          |              |               |

# OTHER DOCUMENTS (Including Author, Title, Date, Pertinent pages, Etc.)

| AR       | "Discoloration prevention of | Chemical Abstracts Service, Columbus, OH, Iriyama, Kimishige et al., reharmaceutical preparations, e.g. of fluvastatin sodium, and the stabilized 6, retrieved from STN Database accession no. 1998:555709 abstract and |
|----------|------------------------------|---|
| AS       |                              |   |
| AT       |                              | ,   |
| EXAMINER | /Hasan Ahmed/                | DATE CONSIDERED 01/23/2010  |

Initial of reference considered, whether or not citation is in conformance with MPEP 609: Draw a line through citation if not in conformance and not considered. Include a copy of this form with the next communication to applicant.